

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Caius Rommens et al.

Title: PRECISE BREEDING

Appl. No.: 10/561,785

*Filed Via EFS-Web
October 15, 2009*

International
Filing Date: 6/25/2004
371(c) Date:

Examiner: Unassigned

Art Unit: 1638

Confirmation 5846
Number:

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.56

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08 is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56.

A copy of each non-U.S. patent document and each non-patent document is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

TIMING OF THE DISCLOSURE

The listed documents are being submitted in compliance with 37 CFR §1.97(b), before the mailing date of the first Office Action on the merits.

CO-PENDING APPLICATIONS

Applicant would like to take this opportunity to inform the Examiner of the existence of the co-pending applications which share a common or overlapping ownership (J.R. Simplot) and/or inventorship with a captioned application USSN 10/561,785, namely USSNs 11/375,095, 11/700,101, 11/700,169, 11/700,170.

RELEVANCE OF EACH DOCUMENT

All of the documents are in English.

Applicants respectfully request that each listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

Although Applicant believes that no fee is required, the Commissioner is hereby authorized to charge any additional fees which may be due to Deposit Account No. 19-0741.

Respectfully submitted,

Date October 15, 2009

By

V.S. [Signature]

FOLEY & LARDNER LLP
Customer Number: 22428
Telephone: (202) 672-5483
Facsimile: (202) 672-5399

Richard C. Peet
Attorney for Applicant
Registration No. 35,792

Vid S. Mohan-Ram
Agent for Applicant
Registration No. 55,459